

E-FILEDUNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**CIVIL MINUTES - GENERAL**

Case No.	CV 15-6457-GHK (JEMx)	Date	October 27, 2015
Title	<i>Rachel Cody v. SoulCycle Inc.</i>		

Presiding: The Honorable**GEORGE H. KING, CHIEF U.S. DISTRICT JUDGE**

Beatrice Herrera

N/A

N/A

Deputy Clerk

Court Reporter / Recorder

Tape No.

Attorneys Present for Plaintiff:

Attorneys Present for Defendant:

None

None

Proceedings: **(In Chambers) Order re:** Motion of Defendant SoulCycle Inc. to Dismiss Complaint [Dkt. 9]

On September 28, 2015, Defendant SoulCycle Inc. ("Defendant") filed the above-captioned Motion ("Motion"). [Dkt. 9.] On October 9, 2015, Plaintiff Rachel Cody ("Plaintiff") filed a First Amended Complaint ("FAC"). [Dkt. 12.] On October 23, 2015, we issued an Order stating that "Defendant shall have until October 30, 2015, to answer, move, or otherwise respond to the First Amended Complaint." [Dkt. 15.]

Federal Rule of Civil Procedure 15(a)(1)(B) permits a plaintiff to amend the complaint as a matter of course within twenty-one days after service of a Rule 12(b) motion. Plaintiff's FAC is timely under this requirement. Accordingly, Defendant's Motion is **DENIED** as moot. Furthermore, Defendant's Motion, currently scheduled to be heard on Monday, November 2, 2015 at 9:30 a.m., is hereby **TAKEN OFF CALENDER**. Defendant **SHALL** file a response to the FAC in accordance with our October 23, 2015 Order. [See Dkt. 15.]

IT IS SO ORDERED.

Initials of Deputy Clerk

AB for Bea